

# EUGENE CITY COUNCIL

## AGENDA ITEM SUMMARY



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Action: An Ordinance Concerning Exempting Certain Law Enforcement Personnel from Bicycle Operating Rules and Amending Section 5.400 of the Eugene Code, 1971

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Meeting Date: October 8, 2012  
Department: Eugene Police  
*www.eugene-or.gov*

Agenda Item Number: 4  
Staff Contact: Lt. Sam Kamkar  
Contact Telephone Number: 541-682-5436

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### ISSUE STATEMENT

Currently bicycles are prohibited on the sidewalks in the downtown core. This proposed ordinance clarifies that law enforcement personnel are exempt from this prohibition.

### BACKGROUND

Section 5.400 of the Eugene Municipal Code specifies that “No person may ride a bicycle on a sidewalk in that area bounded by the outer limits of Charnelton Street on the west, 6th Avenue on the north, Pearl Street on the east, and 11th Avenue on the south”. This ordinance clarifies that law enforcement personnel are exempt from this prohibition.

### RELATED CITY POLICIES

This topic relates to the Safe Community Vision: A community where people feel safe, valued and welcome, and increased downtown development, as well as support for small and local businesses.

### COUNCIL OPTIONS

1. The City Council can vote to approve the ordinance; or
2. The City Council can vote to not approve the ordinance; or
3. The City Council can vote to amend the ordinance.

### CITY MANAGER’S RECOMMENDATION

The City Manager recommends the City Council vote to approve the ordinance.

### SUGGESTED MOTION

I move the City Council adopt Council Bill 5076, concerning exempting certain law enforcement personnel from bicycle operating rules.

**ATTACHMENTS**

A. Draft Ordinance

**FOR MORE INFORMATION**

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ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE CONCERNING EXEMPTING CERTAIN LAW ENFORCEMENT PERSONNEL FROM BICYCLE OPERATING RULES AND AMENDING SECTION 5.400 OF THE EUGENE CODE, 1971.

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. Section 5.400 of the Eugene Code, 1971, is amended to provide as follows:

**5.400 Operating Rules.**

- (1) No person may ride a bicycle on a sidewalk in that area bounded by the outer limits of Charnelton Street on the west, 6th Avenue on the north, Pearl Street on the east, and 11th Avenue on the south.
- (2) No person may park a bicycle in or near a public thoroughfare or place in such a manner as to obstruct traffic or endanger persons or property.
- (3) A person riding a bicycle
  - (a) In a lane for vehicular traffic or parking may ride only in the direction legally prescribed there for that traffic.
  - (b) In a lane for vehicular traffic or parking shall ride as closely to the curb as is safe, but when approaching an intersection where a curb lane is designated "Left Turn" or "Right Turn" shall avoid that lane within 50 feet of the intersection if intending to ride through the intersection without turning.
  - (c) On a street or alley shall ride in single file with other bicyclists whenever a motor vehicle is approaching within 100 feet to the rear.
  - (d) On a bicycle path or a sidewalk shall keep as far to the right as is safe, except when overtaking and passing pedestrians and other vehicles, which shall be overtaken and passed only on the left.
- (4) ***Peace officers, police community service officers, police volunteers, and parole and probation officers performing official duties are exempt from the provisions of this section.***

Section 2. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein, or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

Passed by the City Council this  
\_\_\_\_ day of \_\_\_\_\_, 2012

Approved by the Mayor this  
\_\_\_\_ day of \_\_\_\_\_, 2012

\_\_\_\_\_  
City Recorder

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Mayor